

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ABINGDON DIVISION**

MARY QUESENBERRY, ET AL.,

Plaintiffs,

v.

**VOLVO GROUP NORTH
AMERICA, INC., f/k/a VOLVO
TRUCKS NORTH AMERICA, INC.,
ET AL.,**

Defendants.

Case No. 1:09CV00022

ORDER

By: James P. Jones
Chief United States District Judge

Based upon the court's de novo review of those portions of the magistrate judge's March 2, 2010 report and recommendation (DE 119) to which the defendants objected, it is **ORDERED** as follows:

1. The defendants' objections to the magistrate judge's March 2, 2010 report and recommendation are **OVERRULED**;
2. The magistrate judge's report and recommendation is **ACCEPTED**;
3. The plaintiffs' motion for summary judgment as to liability (DE 81) and the defendants' motion for summary judgment (DE 79) are **DENIED**;

ENTER: March 18, 2010

/s/ JAMES P. JONES
Chief United States District Judge